

Legal Notices

Notice of leasing

**NOTICE OF LEASING
STATE SCHOOL LANDS**
The Board of University and School Lands will offer the following lands for lease in Rolette Co.

Acres	Term	Rent	
OXFORD (161-69)			
22 SW4	160	5	1655 R
MARYVILLE (161-70)			
9 SE4	160	5	1273 N
16 NE4	160	5	1198 N
16 NW4	160	5	820 N
36 NW4	160	5	1354
36 SW4	160	5	1542
RUSSELL (161-72)			
10 E2NE4, SW4NE4	120	5	620
MT PLEASANT (162-69)			
36 NE4	160	5	1286
36 SE4	160	5	1526
36 SW4	160	5	1530 N
HILL SIDE (162-72)			
16 NE4	160	5	335 N
16 NW4	121	5	511
36 NE4	160	1	535 GN
BAXTER (163-70)			
16 NW4	155	5	340
HUTCHINSON (163-71)			
36 All less SE4SE4 and Sublot 1	560	5	1358 N
HOLMES (163-72)			
36 Lots 1-5 less N 165 feet	186	5	507
36 Lots 6-12	254	5	557

G = Grazing amendment for range management.
N = Known noxious weed infestation. Control requirements apply to all lessees.
R = Removal of trash required.
Auctioneer will read specific requirements at the auction.
The public lease auction will be held in the County Courthouse, Commissioners Rm at Rolla, ND, on Thursday, October 15, 2009 at 9:30 AM CT. Bidding will begin at minimum rent. 1st year's rent must be paid in full immediately after the sale. The Board reserves the right to reject any and all bids. For more information, visit www.land.nd.gov or call (701) 328-2800. For auxiliary aids and services, please call by 10/08/2009. /s/ Gary D. Preszler
9/8/2009 Land Commissioner

(September 21, 28 and October 5)

Summons

TURTLE MOUNTAIN TRIBAL COURT
JUVENILE DIVISION
TURTLE MOUNTAIN RESERVATION
BELCOURT, ND

Alvin L. LaFromboise)
Petitioner,) SUMMONS
vs.) CA#JV-09-3055
Tiffany A. LaFromboise,)
Respondent,)

YOU ARE HEREBY SUMMONED and required to appear and defend against the petition for a custody of a minor child in this action, which is or will be filed with the clerk of court of the Turtle Mountain Band of Chippewa Indians and which is herewith served upon you, by serving upon the undersigned an answer or other proper response within forty (40) days after the service of the summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the petition for custody of a minor child. The nature of this claim, the requested relief, and the amount are set forth in the petition and incorporated herein by reference. Dated this 26th day of August, 2009.

BY THE COURT:
Mandy Davis, Clerk
Juvenile Clerk
(September 28, October 5, 12)

Statement of ownership

**United States Postal Service®
Statement of Ownership, Management,
and Circulation
(Requester Publication Only)**

1. Publication Title: Turtle Mountain Star. 2. Publication Number: 644-300. 3. Filing Date: September 24, 2009. 4. Issue Frequency: Weekly. 5. Number of Issues Published Annually: 52. 6. Annual Subscription Price: \$28.30-32.36. 7. Complete Mailing Address of Known Office of Publication (Not Printer) (Street, city, county, state, and Zip+4): 11 1st Ave. NE, Rolla, Rolette County, North Dakota, 58367-0849. Contact Person: Jason Nordmark, (701) 477-6495. 8. Complete Mailing Address of Headquarters or General Business Office of Publisher (Not Printer): P.O. Box 849, Rolla, N.D., 58367-0849. 9. Full Names and Complete Mailing Addresses of Publisher, Editor, and Managing Editor (Do not leave blank): Publisher (Name and complete mailing address): Jason Nordmark, P.O. Box 849, Rolla, N.D., 58367-0849; Editor (Name and complete mailing address): Jason Nordmark, P.O. Box 849, Rolla, N.D., 58367-0849; Managing Editor: None. 10. Owner (Do not leave blank. If the publication is owned by a corporation, give the name and address of the corporation immediately followed by the names and addresses of all stockholders owning or holding 1 percent or more of the total amount of stock. If not owned by a corporation, give the names and addresses of the individual owners. If owned by a partnership or other unincorporated firm, give its name and address as well as those of each individual owner. If the publication is published by a nonprofit organization, give its name and address.): Jason Nordmark, P.O. Box 849, Rolla, N.D., 58367-0849. JTN Inc., P.O. Box 849, Rolla, N.D., 58367-0849. 11. Publication Title: Turtle Mountain Star. 12. Issue Date for Circulation Data Below: September 21, 2009. 13. Extent and Nature of Circulation. (By Mail and Outside the Mail): a. Total Number of Copies (Net press run): 3260. b. Paid Circulation (By Mail and Outside the Mail) (1) Individual Paid/Requested Mail Subscriptions stated on PS Form 3541 (Include direct written request from recipient, telemarketing and internet requests from recipient, paid subscriptions, including nominal rate subscriptions, advertiser's proof copies and exchange copies): 906 (2) Copies requested by Employers for Distribution to Employees by Name or Position Stated on PS Form 3541: 476 (3) Sales Through Dealers and Carriers, Street Vendors, Counter Sales and Other Paid or Requested Distribution Outside USPS®: 1599. (4)

tributed Outside the Mail (Include Pickup Stands, Trade Shows, Showrooms and Other Sources): 2. e. Total Free Distribution (Sum of 15d (1), (2), and (3)): 70. f. Total Distribution (Sum of 15f and 15g): 3170. g. Copies not Distributed: 108. h. Total (Sum of 15f and 15g): 3278. i. Percent Paid and/or Requested Circulation (15c/15f x 100): 98%. 16. The Statement of Ownership for a Requester Publication is required and will be printed in the October 5, 2009 issue of this publication. 17. Signature and Title of Editor, Publisher, Business Manager, or Owner: Jason Nordmark, September 23, 2009. I certify that all information furnished on this form is true and complete. I understand that anyone who furnishes false or misleading information on this form or who omits material or information requested on the form may be subject to criminal sanctions (including fines and imprisonment) and/or civil sanctions (including civil penalties).

(October 5)

Public notice

NOTICE
On September 17, 2009, an application was filed with the FCC to assign from Standef Broadcasting Corp. to Down East Communications, Inc./CDC/Center for the Performing Arts FM translator station W261BA, Rolla, ND, which rebroadcasts KDNK-FM, channel 239, Langdon, ND. The officers and directors of the assignee are Terry Daniels, Carol Jarman, Barbara Bauer, Richard Humphrey and Johnny Jarman. Comments are invited from individuals who wish to advise the FCC of facts relating to the application and whether the translator has operated in the public interest.
(October 5, 12, 19, 26)

Notice of hearing

**STATE OF NORTH DAKOTA
PUBLIC SERVICE COMMISSION**
Sequoia Energy US Inc.
150 MW Border Winds Energy Project - Rolette County
Siting Application
Case No. PU-08-797
NOTICE OF FILING AND NOTICE OF HEARING
September 29, 2009
On October 24, 2008, Sequoia Energy US Inc. filed an application for a certificate of site compatibility to authorize construction of a 150 MW Border Winds Energy Project consisting of up to 66 wind turbine generators and associated facilities in Rolette and Towner Counties, North Dakota. On September 25, 2009 Sequoia revised its application, changing the Border Winds project area to entirely within Rolette County as shown on the attached map. The Commission finds the application is complete conditioned on the filing of final wind turbine locations on or before October 29, 2009.
A Public Hearing on the application is scheduled to begin November 3, 2009, at 10:30 a.m. CT, at the City Commission Hearing Room at 14 1st Street SE, Rolla, North Dakota. The issues to be considered are:
1. Will the location, construction, and operation of the proposed facilities produce minimal adverse effects on the environment and upon the welfare of the citizens of North Dakota?
2. Are the proposed facilities compatible with the environmental preservation and the efficient use of resources?
3. Will the proposed facility locations minimize adverse human and environmental impact while ensuring continuing system reliability and integrity and ensuring that energy needs are met and fulfilled in an orderly and timely fashion?
For more information contact the Public Service Commission, State Capitol, Bismarck, North Dakota 58505, 701-328-2400; or Relay North Dakota, 1-800-366-6888 TTY. If you require any auxiliary aids or services, such as readers, signers, or Braille materials, please notify the Commission.
PUBLIC SERVICE COMMISSION
Tony Clark, Commissioner
Kevin Cramer, Chairman
Brian P. Kalk, Commissioner
(October 5, October 19)

Rolla City Council

**ROLLA CITY COUNCIL
SPECIAL MEETING
SEPTEMBER 28, 2009
UNOFFICIAL MINUTES**
7:00 p.m., Monday, September 28, 2009, the special meeting of the Rolla City Council was called to order by Mayor Scott Mitchell. Present were Councilmen Berg, Elick, Hardy, Mears and R. Mitchell. Absent: Wilkie. Also present: Public Works Director Mike Volanti.
Berg moved to approve the final budget expenditures for the City of Rolla, North Dakota, for the calendar year beginning January 1, 2010, and ending December 31, 2010, for the following purposes:

General Fund Expenditures	\$384,050.00
Social Security	\$28,000.00
Emergency	\$2,000.00
Cemetery	\$8,700.00
Employee Pensions	\$19,500.00
Insurance	\$24,000.00
Correctional Facility	\$6,000.00
City's Share of Special Assessments	\$2,000.00
Airport Authority	\$27,100.00
Rolla Fire Dept Reserve/Equipment	\$18,100.00
Forestry	\$2,700.00
Library	\$19,850.00
Job Development Authority	\$85,400.00
City Sales Tax	\$80,000.00
Public Recreation	\$7,400.00
Subtotal	\$714,800.00
Street and Alley Funds	\$147,700.00
Water Fund	\$289,710.00
Sewer Fund	\$134,650.00
Garbage Fund	\$218,000.00
Subtotal	\$790,060.00
Street Improvement #18	\$22,973.00
Sewer/Lagoon Project #27	\$203,300.00
Water Project Fund	\$116,525.00
Subtotal	\$342,798.00
Total	\$1,847,658.00

R. Mitchell seconded it. On roll call the following Councilmen voted "yes": Berg, Hardy, Mears and R. Mitchell. Elick voted "no." Motion passed.
R. Mitchell moved, Elick seconded, to have the second reading of Ordinance #407 City Sales Tax. On roll call the following Councilmen voted "yes": Elick, Hardy, Mears and R. Mitchell. Voting "no." Berg. Motion passed.

ORDINANCE NO. 407
An Ordinance Repealing Ordinance No. 397 Relating To A Sales And Use Tax Pursuant To The Home Rule Charter Of The City Of Rolla and Enacting An Ordinance To Establish And Regulate A City Sales, Use And Gross Receipts Tax Under The Home Rule Charter Of The City Of Rolla.
BE IT ORDAINED BY The City Council Of The City Of Rolla, Rolette County, North Dakota
SALES, USE, AND GROSS RECEIPTS TAX
Definitions.
All terms defined in Chapters 40-05.1, 57-39.2, 57-39.4, 57-39.5, 57-39.6 and 5740.2 of the North Dakota Century Code (NDCC) including any future amendments are adopted by reference. All references to the NDCC include amendments adopted by the North Dakota Century Code.

Exemptions.
In addition to the exemptions provided by state law, this Ordinance provides exemptions from imposition and computation of the city sales or use tax for sales of new farm machines, farm machine repair parts and farm irrigation equipment; new mobile homes; gross receipts from coin operated amusements; gross receipts of coin operated vending sales of \$.99 or less;
Sales to contractors that are exempt pursuant to subsection 15 of NDCC Sec. 57-39.2-04 shall be exempt from any city sales tax, but contractors shall be subject to the city use tax on those items used within the city that would be taxed pursuant to NDCC Sec. 57-40.203.3 on which the city sales tax has not previously been paid.
With respect to the purchase price of tangible personal property used by a contractor or subcontractor to fulfill a contract as defined by NDCC 57-40.2-03.3, the tax imposed by this section applies only to bids submitted on or after January 1, 2010.
Maximum Tax Imposed.
Any patron or user paying a tax imposed by this Ordinance in excess of \$25 upon any single transaction of one or more items may obtain a refund of the excess tax payment by filing a request for refund upon the forms provided by the Tax Commissioner.

Contract with Tax Commissioner.
The Rolla City Auditor is hereby authorized to contract with the Tax Commissioner for administration and collection of taxes imposed by this Ordinance. The City Auditor has all powers granted to the Tax Commissioner and in the absence of a valid contract with the Tax Commissioner or failure of the Tax Commissioner to perform the delegated duties shall perform these duties in place of the Tax Commissioner.
Dedication Of Tax Proceeds.
It is provided that the percentages in each category shall be reviewed annually and are subject to change by the City Sales Tax Committee appointed by the Mayor and approved by the City Council.

- Twenty Five (25) percent of all revenues raised and collected under this ordinance, less administrative expenses, shall be expended for capital improvements and infrastructure, including but not limited to frontage roads, new streets, community buildings, swimming pools, community recreation, water treatment plant, maintenance of sewer and water systems, streets, sidewalk projects, etc. as well as for promotion of the city and community events. Distribution of these funds will be based on the recommendation of the City Sales Tax Committee and upon approval of the City Council.
 - Twenty Five (25) percent of all revenues raised and collected under this ordinance shall be placed in a Contingency Reserve Fund for capital improvements and infrastructure including but not limited to water treatment plant, maintenance of water and sewer, streets, frontage roads, sidewalk projects, etc. No administrative expenses shall be deducted from this fund.
 - Twenty Five (25) percent of all revenues raised and collected under this ordinance, less administrative expenses, shall be dedicated to an economic development fund. All revenue shall be maintained in the fund to be known as the Job Development Authority Fund, separate and apart from all other funds except as provided by this section. The revenue contained in such fund shall be used for community economic development projects. Proposed projects may include assisting and promoting the expansion and maintenance of our existing firms and investigating leads for the purpose of creating new business and industry in the local community. The Job Development Authority would have the responsibility of making available low interest limited loan program, which would include capped loans and loan availability only after a firm commitment from the applicant.
 - Twenty Five (25) percent of all revenues raised and collected under this ordinance shall be expended only to pay instruments of indebtedness incurred by the City of Rolla in Sewer Improvement District No. 27. No administrative expenses shall be deducted from this fund.
- Saving Clause.**
Should any section, paragraph, sentence, clause or phrase of the ordinance by declared unconstitutional or invalid for any reason, the remainder of the ordinance shall not be affected thereby.
Effective Date.
This Ordinance shall take effect after its passage, approval, and publication but not prior to January 1, 2010.
First Reading: September 16, 2009
Second Reading: September 28, 2009
Approved: September 28, 2009
Mayor Scott Mitchell
Attest:
Mae Murphy, City Auditor
The Mayor adjourned the meeting at 8:33 p.m.
Scott Mitchell, Mayor
ATTEST: Mae Murphy, City Auditor
Dated September 28, 2009
(October 5)

Notice to creditors

NOTICE TO CREDITORS
IN DISTRICT COURT OF ROLETTE COUNTY, STATE OF NORTH DAKOTA, NORTHEAST JUDICIAL DISTRICT, In the Matter of the Estate of ROBERT S. RHAM, deceased.
Probate No. 40-09-P-0022
NOTICE TO CREDITORS
NOTICE IS HEREBY GIVEN that the undersigned have been appointed co-personal representatives of the above estate. All persons having claims against the said deceased are required to present their claims within three months after the date of the first publication or mailing of this notice or said claims will be forever barred. Claims must either be presented to Lisa Bryant, co-personal representative of the estate, at 4435 53rd St. S., Fargo, ND 58104 or Channing Rham, co-personal representative of the estate, at 4259 9th Ave. Circle South, Apt. #304, Fargo, ND 58103 or filed with the Court.
Dated this 28th day of September, 2009.
Lisa Bryant
Personal Representative
4435 53rd St. S.
Fargo, ND 58104
Channing Rham
Personal Representative
4259 9th Ave., Circle South, Apt. 304
Fargo, ND 58103

Lisa B. Gibbens
GIBBENS LAW OFFICE
P.O. Box 708
Cando, ND 58324
Attorney for Estate
First publication on the 5th day of October, 2009.
(October 5, 12, and 19)

**ABBREVIATED NOTICE
OF INTENT TO AMEND
ADMINISTRATIVE RULES**
relating to
N.D.A.C. Chapter 75-02-04.1,
Child Support Guidelines
North Dakota

Mylo

Carol Halvorson and John Steinke, both of Minot, were weekend houseguests of Curt and Char Halvorson to help with harvest.

Curt and Char Halvorson went to Devils Lake on Sunday and picked up Char's mother, Annie Rader, and went out for dinner to help Char celebrate her birthday that day.

Ben Jones was crowned king of the homecoming festivities at Cando Friday afternoon. Donna Jones and Benard and Carol Knudson attended the coronation, pep rally, and the parade where Ben rode on a float. Benard and Carol came home, and then Chris Jones accompanied them back to Cando to meet Donna and attend the supper served by the baseball team. They went to the homecoming football game afterwards. Tom and Doreen Steenerson and Brady, of Drayton, Cass Jones and his friend, Amber, Denise Schneider, Jennifer Fredrickson, Landon Bursinger, and Travis Gierszewski, all of Grand Forks, Leo and Erin Knudson, of rural Thompson, and Terrill and Sam Knudson and Teegan, of Tioga, also came to attend the football game. Trevor Knudson and two of his friends, both named Tyler, stopped at Cando to watch the game, before spending the weekend at the Jones home. They came for the opening weekend of waterfowl hunting. Cass and Amber returned to Grand Forks after the football game.

Leo and Erin Knudson, Travis Gierszewski, Tom and Doreen Steenerson and Brady, Denise Schneider, Jennifer Fredrickson, and Terrill and Sam Knudson and Teegan were weekend houseguests of Benard and Carol Knudson. Lisa Bursinger and Talen, of Grand Forks, were Saturday afternoon visitors at the Knudson home and joined the group for supper. All left for their respective homes later on Sunday after helping Benard and Carol bring in some of the produce from the garden.

Hoshea and Laurie Morley, Joseph, Katie, Andrew and Amanda, of rural Rolette, and Laurie's brother, Rodney Parks and Steven, of Illinois, were Sunday supper guests of Ward and Carol Beachy and family.

Reggie and Crysta Beachy, Daunte and Caden, left Saturday morning to return to their Indiana home after spending time at the home of Reggie's parents, Merle and Doreen Beachy and Dennis, helping with harvest and visiting other family members and friends.

Mavis Overby visited Aleda Holmly at Rugby on Monday.

Ron and Betty Heinz attended the fall supper at St. Mark's Catholic Church at Bottineau on Sunday. Monday, Betty went to Bottineau and attended the volleyball game.

Sunday evening, Lee and Judy Lewis visited Bruce and Cheryl Foss at their rural Rolette home.

Monday evening, Janice Halvorson, of Williston, arrived to spend time with her sister and brother-in-law, Judy and Lee Lewis. Janice has been a houseguest of Aunt Nettie Jane Evans in Rugby while visiting Jim Evans at the Cando Hospital, and Larry Follman, Janice and

Judy's brother, at Devils Lake. Norman Otteson, of the Sale Oregon, area visited with Peg Schell and Randy Schell Friday afternoon.

Randy Schell went to Harvey Sunday and visited Bob and E Schell, Dylan and Allie.

Kaylee and Kyle Schell were Saturday overnight guests of the grandmother, Louise Blessum, Cando. Sunday, Jeannie Schell joined them and they went to Devils Lake and attended the rodeo.

Sunday evening, Dorvan Eileen Yoder were visitors at home of Teddy and Verdella Lall Cynthia Miller, at rural Wolford. Other guests were Leroy and Sam Leer, of rural Wolford, and mother, Helen Leer, who is visiting from Pennsylvania, Dorothy Yoder, Neil Beachy, Arlan and Phyllis Yoder, and Wensel Martin.

Daniel and Darla Armstrong were Monday morning visitors of Gloria and Cathy Armstrong.

Lynnette Berg and Kathy Berg left for Bismarck Saturday morning where they attended the wedding and reception of Judy Ben Ziegler's son, Juston Ziegler. Kathy and Lynnette returned later that day.

Dalton, Cole and Aaron Bonn were rural Churchs Ferry, were overnight guests of their grandparents, Richard and Carol Bonn and James, both day and Saturday. Sunday, Rick

Land in M Available 1

DESCRIPTION

Pasture
22 - 158 - 75 - 120 acres
20 - 158 - 75 - 40 acres
21 - 158 - 75 - 560 acres
Hay
14 - 158 - 75 - 160 acres

NOTICE C

The Turtle Mountain School will be holding Public Law 95-561. The election will take place at the Turtle Mountain School from 10:00 a.m. to 1:00 p.m. The elections are 3 year term. If you are interested in positions, please go to the Turtle Mountain office by October 2.

NOTICE SEAL

The Dunseith School is accepting sealed bids for the 2009-2010 school year. (1) GASOLINE (2) DIESEL FUEL (3) HEATING. Please send sealed bids to the School Manager, Dunseith School, Dunseith, ND 58329, by 3:30 p.m.